

CIVIL COVER SHEET

The JS -- 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

Place an X in the appropriate box:

Green Bay Division

Milwaukee Division

I.(a) PLAINTIFFS

**APPLETON PAPERS INC.
NCR CORPORATION**

**(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF
Outagamie County, Wisconsin
(EXCEPT IN U.S. PLAINTIFF CASES)**

DEFENDANTS

GEORGE A. WHITING PAPER COMPANY

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT _____

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT
OF LAND INVOLVED

**(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE
NUMBER)**

Counsel for Appleton Papers Inc.

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ATTORNEYS (IF KNOWN)

II. BASIS OF JURISDICTION (PLACE AN "X" IN
ONE BOX ONLY)

1 U.S. Government 3 Federal Question
Plaintiff (U.S. Government
Not a Party)

2 U.S. Government 4 Diversity
Defendant (Indicate Citizenship
of Parties
in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN "X" IN ONE BOX FOR PLAINTIFF AND
ONE BOX FOR DEFENDANT)

		PTF	DEF	PTF	DEF
Citizen of This State	1	1 Incorporated or Principal Place of Business In This State	4	4	
Citizen of Another State	2	2 Incorporated and Principal Place of Business in Another State	5	5	
Citizen or Subject of a Foreign Country	3	3 Foreign Nation	6	6	

IV. NATURE OF SUIT (PLACE AN "X" IN ONE BOX ONLY)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted Student Loans-Excl. Veterans	PERSONAL INJURY PERSONAL INJURY 310 Airplane Injury - 315 Airplane Product Malpractice Liability Injury - 320 Assault, Libel & Liability	362 Personal Med. 365 Personal Product	610 Agriculture 620 Other Food & Drug 625 Drug Related Seizure of Property 21 USC 881 630 Liquor Laws 640 R.R. & Truck 650 Airline Regs. 660 Occupational Safety/Health 690 Other LABOR	422 Appeal 28 USC 158 423 Withdrawal 28 USC 157 PROPERTY RIGHTS 820 Copyrights 830 Patent 840 Trademark SOCIAL SECURITY	400 State 410 Antitrust 430 Banks and Banking 450 Commerce/ICC 460 Deportation 470 Racketeer Influenced and 480 Consumer Credit 490 Cable/Satellite TV 810 Selective Service 850 Securities/Commodities/ Exchange

V. ORIGIN

(PLACE AN "X" IN ONE BOX ONLY)

1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from another district 6 Transferred from Litigation 7 Multidistrict Litigation

VI. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE BRIEF STATEMENT OF CAUSE.
DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY.)

VII. REQUESTED IN

CHECK IF THIS IS A CLASS ACTION **DEMAND \$** **CHECK YES only if demanded in complaint.**
UNDER F.R.C.P. 23 **JURY DEMAND:** **YES** **NO**

VIII. RELATED CASE(S)

H. REED

JUDGE Adelman

DOCKET NUMBER: No. 01 C 0816

No. 02.C.0602

See Attached Exhibit 1

No. 03-C-0949

January 7, 2008

/s/ J. Andrew Schlickman

No. 06-C-0484

DATE

SIGNATURE OF ATTORNEY OF RECORD

EXHIBIT 1 TO CIVIL COVER SHEET FOR
APPLETON PAPERS INC. AND NCR CORPORATION v. GEORGE A. WHITING
PAPER COMPANY

1. Other Related Cases

The other related cases pending in the United States District Court for the Eastern District of Wisconsin are listed below. All of these cases are closed (via consent decrees) and all were before Judge Adelman.

- a. *United States of America and the State of Wisconsin v. Appleton Papers Inc. and NCR Corporation*, 2:01-cv-00816-LA
- b. *United States of America and the State of Wisconsin v. Fort James Operating Company*, 2:02-cv-00602-LA
- c. *United States of America and the State of Wisconsin v. P.H. Glatfelter Company and WTM I Company*, 2:03-cv-00949-LA
- d. *United States of America and the State of Wisconsin v. NCR Corporation and Sonoco-US Mills Inc.*, 2:06-cv-00484-LA

2. Other Disclosures

We note for the Court that Gass Weber Mullins LLC (GWM) is counsel for Plaintiff NCR Corporation, and that an associate lawyer in GWM, Michael Ashton, will become a law clerk to Judge Adelman in August of 2008. Prior to accepting that position, Attorney Ashton provided limited federal procedural information to NCR and its counsel in the Fall of 2007. Attorney Ashton was not involved in any substantive matters concerning this litigation. After accepting the law clerk position, Attorney Ashton has not had any involvement with this matter and will not for the balance of his employment with GWM. We understand that under the court's standard procedures once Attorney Ashton commences his law clerk position, he would not be assigned to this litigation.